

**Economic Development Authority Meeting
Tuesday, December 20, 2011**

COMMISSIONERS PRESENT: Richard Glasgow, Peg Larsen, Joe Paiement
STAFF PRESENT: Nick Vivian, Chris Wallberg

1. **CALL TO ORDER** by City Attorney Vivian at 7:50 p.m. advising need to elect a president, vice president, and treasurer and to consider EDA Resolution; City has established an Economic Development Authority so there is need for board to adopt Bylaws and appoint officers of the EDA; regular meetings will be designated. Peg Larsen accepted position of President, Dick Glasgow - Vice President, and Treasurer - Joe Paiement. City Attorney turned meeting over to President Peg Larsen.

2. **CREATION AND ESTABLISHMENT OF A CITY ECONOMIC DEVELOPMENT AUTHORITY (EDA)**
M/S/P (Paiement/Glasgow) to adopt Resolution 2011-01 accepting the EDA Commissioners appointed as follows: President – Peg Larsen, Vice President – Dick Glasgow, and Treasurer – Joe Paiement. By roll call, Glasgow voted aye, Larsen aye, and Paiement aye. Resolution adopted.
M/S/P (Glasgow/Paiement) to adopt Resolution 2011-02, a Resolution Approving Contract and Bylaws Establishing a City Economic Development Authority. By roll call, Glasgow voted aye, Larsen aye, and Paiement aye. Resolution adopted.

3. **ADJOURN** – M/S/P (Paiement/Glasgow) to adjourn meeting at 7:58 p.m. Glasgow, Larsen, and Paiement voted aye. Meeting adjourned

Peg Larsen, EDA President



Kate Piscitello, Recording Secretary

CITY COUNCIL MEETING
Tuesday, December 20, 2011

CITY COUNCIL PRESENT: Richard Glasgow, Peg Larsen, Bob Livingston, Joe Paiement, Brian Zeller
STAFF PRESENT: Matt Kline, Tom Niedzwiecki, John Parotti, Nick Vivian, Chris Wallberg
OTHERS PRESENT: John Ruprecht, Pam Ruprecht, Chris White

Christmas Holiday Open House
4:00 to 6:00 p.m.

1. **CALL TO ORDER** by Mayor Zeller at 6:00 p.m.
2. **PLEDGE OF ALLEGIENCE** was said.
3. **SUMMARY OF OCTOBER 18, 2011 CLOSED SESSION**
City Attorney Vivian reported a Closed Session was held at the November 15, 2011 meeting on pending litigation of a zoning issue at 1109 Quixote Avenue North; no formal action was taken; another Closed Session of the CC will be held tonight at the end of the agenda.
4. **CONSENT AGENDA – M/S/P (Glasgow/Livingston) to approve Consent Agenda Items A-K. Glasgow, Larsen, Livingston, Paiement, and Zeller voted aye. Consent Agenda Items approved.**
 - A. Minutes of the November 15, 2011 Regular City Council meeting
 - B. Minutes of the November 18, 2011 Special City Council meeting
 - C. Minutes of the November 29, 2011 Special City Council meeting
 - D. Treasurer's Report
 - E. Bills to be Approved
 - F. Extend Conditional Use Permits/Certificates of Compliance for 60 days
 - G. Set 2012 Board of Appeal & Equalization for Tuesday, April 10, 2012, from 5:00 to 6:00 p.m. and continuance scheduled as part of the regular April 17, 2012 City Council meeting at 6:00 p.m. if necessary.
 - H. 2012 Liquor Licenses – Bungalow Inn and Village Wine & Spirits
 - I. AFP to Magney Construction, Inc. in the amount of \$76,758.27 for work completed on Upper Elevation Water System Improvements through December 13, 2011
 - J. Change Order No. 2 for work on Upper Elevation Water System Improvements
 - K. Resolution approving application for HOME Investment Partnership Program Funds
5. **LAW ENFORCEMENT REPORT**
Peg Larsen reported for the month of November 2011, there were 70 ICRs processed, 16 citations issued, and 6,234 miles driven.
6. **PETITIONS TO THE COUNCIL** - none
7. **2012 LEVY & BUDGET / 2011 TRUTH IN TAXATION HEARING**
 - A. **Public Hearing**
 - 1) **Call to Order** at 6:02 p.m.
 - 2) **Introduction of Application** – Approval of 2012 Budget & Levy and 2012 Truth in Taxation.
 - 3) **Public Comments** – none
 - 4) **Written Comments** - none
 - 5) **Hearing Closed** at 6:03 p.m.
 - B. **Discussion & Recommendation of Resolutions Approving 2012 Final Levy**
Zeller noted two options available, 0% and (2.4%). Niedzwiecki projects very favorable year ending 2011 balance of \$49,000; will continue to pursue and allocate overages and apply to next year's budget; provided preliminary budget in August; cautions the City not set themselves up because potential favorable balance could change due to rebates on recycling. Motion made by Glasgow, seconded by Larsen, to set Levy at -1.2%. After discussion, Glasgow and Larsen withdrew their motion.
M/S/P (Livingston/Larsen) to approve Resolution 2011-31, a Resolution adopting the Final Budget for the Year 2011 for a total amount of \$1,039,237. By roll call, Glasgow voted aye, Larsen aye, Livingston

aye, Paiement aye, and Zeller aye. Resolution 2011-31 adopted. Niedzwiecki indicated Final General Fund, Public Works & Parks Budget would be \$976,696.

M/S/P (Larsen/Paiement) to approve Resolution 2011-32, a Resolution adopting the Final Property Tax Levy for the Year 2012 for a Total Certified Levy of \$1,018,963 (-1.2%). By roll call, Glasgow voted **aye, Larsen aye, Livingston aye, Paiement aye, and Zeller aye. Resolution 2011-32 adopted.** Niedzwiecki indicated Final General Fund, Public Works & Parks Certified Levy at \$956,422.

8. CITY STAFF REPORTS

Attorney –

(1) Litigation at 1109 Quixote Avenue North will be covered in Closed Session.

(2) Creation of EDC (Public Hearing and discussion). State Auditor had concern of mayor's ownership in TIF redevelopment district; proposition the City create Economic Authority that would also be more appropriate if senior housing project realized; shift in authority; last week, the State Auditor approved plan.

City Engineer –

City Beach - Interest in October to revisit PCA 2001 project to review asbestos and Fish & Wildlife's concern about mussels and their plans for review. Zeller remarked rumor that CC is interested in closing the beach; conversation has never taken place and the City considers the beach 1 of 4 City parks; committed resources to restoration 100%. Glasgow asked about retesting and obtaining guidance from PCA. City Engineer Parotti indicated SEH doesn't see anything; has been talking to Emergency Response Group of appropriate course of action.

2012 Streets Project – meeting with Quixote residents for information exchange; Matt Kline sent out questionnaire to be returned; drainage of beach road very complex as in flood plain; meeting tomorrow with WMO and DNR to discuss possible options; project will be bid February/March 2012.

Upper Elevation – approving change order saving \$7,000 to project; anticipating overall project expense down; shifting funds for cost savings; amendment to JPA arrived this afternoon; some pumps took months to be delivered that had domino effect to project. Livingston saw State had not made payment in November. Niedzwiecki confirmed \$300,000 due.

Public Works –

- Had meeting of Quixote neighborhood; options left open.
- PW1/Water position – Rick Renier started 12/15/11..

Treasurer –

Shows a very favorable variance of \$49,319 without using \$15,000 budget contingency - \$6,000 due to favorable variance on revenue and \$43,000 favorable variance for expenses.

City Clerk – no additional report

GA Consultant – Mark's update included in packet.

9. COUNCIL MEMBER REPORT/Paiement –

Had call from Tennis Sanitation who wishes to bid on waste removal. City Clerk thought their interest was in recycling so will contact them in regard to this request.

10. COUNCIL MEMBER REPORT/Glasgow –

- Alliance Meeting – key speaker didn't show up.
- No Cable Meeting; Lakeland should be receiving another sizeable check
- Fire Board met; calls have reverted back to normal; audit 70% less.

11. COUNCIL MEMBER REPORT/Larsen – Expressed thank you to officers that serve the Community.

12. COUNCIL MEMBER REPORT/Livingston – Experienced fabulous service to the Community by our ambulance personnel and deputies; Beyond the Yellow Ribbon approved by State; Working with veterans on troops coming back from all over the State in spring (2,200 from 34th division); need for volunteers to help; contacts mayor of Lakeland Shores Randy Kopesky and mayor of Afton Pat Snyder.

13. MAYOR'S REPORT –

- Gateway Corridor met; process is moving forward.
- WMO meeting productive - \$0 budget increase

- Received call in regard to Lakeland Village inquiring about search lights for winter promotion; ordinance prohibits; business would like barber pole spin – current ordinance prohibits.

14. CLOSED SESSION REGARDING PENDING LEGAL MATTERS

M/S/P (Larsen/Glasgow) to go into Closed Session at 7:20 p.m. Glasgow, Larsen, Livingston, Paiement, and Zeller voted aye. Motion passed.

Livingston left at this time.

M/S/P (Glasgow/Larsen) to reconvene the regular CC meeting at 7:36 p.m. Glasgow, Larsen, Paiement, and Zeller voted aye. Meeting reconvened.

15. CREATION AND ESTABLISHMENT OF A CITY ECONOMIC DEVELOPMENT AUTHORITY (EDA) / Noticed for 7:00 p.m.

A. Public Hearing

- 1) **Call to Order** at 7:37 p.m.
- 2) **Introduction of Application** – Creating City Economic Development Authority (EDA)
- 3) **Public Comments** – none
- 4) **Written Comments** - none
- 5) **Hearing Closed** at 7:37 p.m.

B. Discussion & Recommendation

City previously approved TIF Development District for benefit of Commercial Development LLC; State Auditor raised concern for potential conflict. *Mayor excused himself from Chambers.* City Attorney explained that after issue raised, decided EDA could serve the City of Lakeland as pro active action; potential of promoting properties and encouraging businesses to come in to this community; proposes terminating previous TIF agreement and transfer to EDA to administer Plaza projects or other businesses; need three members of CC on Board of Commissioners – terms would be same as CC; having elected officials adds accountability and moving to EDA would allow the City to move forward with the project planned by Commercial Management LLC; EDA will have a short meeting approving officers and Bylaws after adjournment. Chris White, PC, asked if EDA is a separate entity if it would also have separate insurance. City Attorney will follow up on that.

M/S/P (Paiement/Larsen) to adopt Resolution 2011-33, a Resolution enabling the establishment of a City Economic Development Authority (EDA). By roll call, Glasgow voted aye, Larsen aye, and Paiement aye. Resolution 2011-33 adopted.

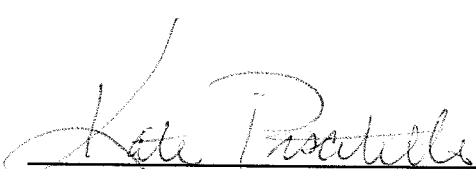
M/S/P (Glasgow/Paiement) to adopt Resolution 2011-34, a Resolution terminating the Tax Increment Financing District No 1-2 and Tax Increment Financing Plan relating thereto. By roll call, Glasgow voted aye, Larsen aye, and Paiement aye. Resolution 2011-34 adopted.

M/S/P (Paiement/Glasgow) to elect as EDA members Council members Joe Paiement, Dick Glasgow, and Peg Larsen. Motion passed.

16. ADJOURN – M/S/P (Larsen/Glasgow) to adjourn meeting at 7:50 p.m. Glasgow, Larsen, Paiement, and Zeller voted aye. Meeting adjourned



Brian Zeller, Mayor



Kate Piscitello, Recording Secretary